

**DELEGATION OF AUTHORITY  
SOLID WASTE DISPOSAL ACT (SWDA)**

Actions on Petitions Requesting a Variance from Treatment Standards for one-Time Wastes

1. **AUTHORITY.** To grant or deny petitions for site-specific variances from treatment standards established by the land disposal restrictions program for wastes that are generated one time (40 CFR sections 268.44(h) and 268.42(b)), promulgated under sections 3004(d), 3004(e), 3004(g), and 7004(a) of the SWDA, as amended. One-time wastes are wastes that are no longer generated, but are subject to treatment standards because they are being remediated or the operation is being closed.
2. **TO WHOM REDELEGATED.** To the Director, Land, Chemicals, and Redevelopment Division, or equivalent.
3. **LIMITATIONS.**
  - a. The regional administrator or division director may exercise this authority only where the variances are site specific and for wastes generated on a one-time basis (40 CFR sections 268.44(h) and 268.42(b)).
  - b. The clearance or approval of the form, text, and legal sufficiency of each legally operative document issued under this authority must be obtained from the Office of Regional Counsel before that document is signed or issued.
4. **REDELEGATION AUTHORITY.**
  - a. This authority may be redelegated to the branch chief level, or equivalent.
  - b. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.
5. **SUPERSESION.** This delegation supersedes R10 8-45-A (07/11/2016) and any other delegation of the same authority.
6. **ADDITIONAL REFERENCES.**
  - a. Land Disposal Restrictions, 40 CFR section 268.
  - b. EPA Delegations 8-45, 8-45-B, and 14-2.
  - c. EPA Delegation 8-45-A.

June 27, 2019  
Date

  
Chris Hladick  
Regional Administrator